HMK/jb MS 7869

Case 1:07-cv-06039-LAK Document 11-4

Filed 09/07/2007 Pa

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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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MACSTEEL INTERNATIONAL USA CORP.

07 CV 6039(LAK)(MHD)

Plaintiff,

-against-

NOTICE OF EXAMINATION BEFORE TRIAL

M/V GREAT RIVER, her engines, boilers, tackle, etc., CIDO SHIPPING (HK) CO., LTD., CIDO SHIPPING KOREA CO., LTD., WHITE PINE SHIPPING SA, BULK LOGISTICS LTD.,

Defe	nda	nts
	1140	

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SIRS:

PLEASE TAKE NOTICE, that plaintiff will examine defendants by the Master and Chief Mate of the captioned vessel for the voyages which are the subject of this suit, and shore based supervisory corporate officers and a witness with knowledge of the facts of this case under Rule 30(b)(6) before a notary public, duly commissioned for the County of New York, or before some other person duly qualified at the offices of the undersigned on the 13<sup>th</sup> day of September, 2007, at 10:30a.m. or on a lawfully adjourned day, and from day to day thereafter until the examinations are completed.

PLEASE TAKE FURTHER NOTICE that you are required to produce the aforesaid witnesses at the above time and place together with all documents, records and correspondence, telexes, statements, radiograms, logs and writings of whatsoever nature made and received aboard the vessel during loading, discharge and on the voyage which is the subject of this suit, and all documents, reports, correspondence, photographs, photostats, plans, insurance

(P & I) policies, claims, surveys and other papers relating to the voyage which is the subject of this action.

Dated: August 7, 2007

KINGSLEY, KINGSLEY & CALKINS

Attorneys for Plaintiffs

HAROLD M. KINGSLEY

91 West Cherry Street Hicksville, N.Y. 11801

(516) 931-0064

TO: MAHONEY & KEANE, ESOS.

Attorneys for Defendants 111 Broadway, 10<sup>th</sup> Floor New York, New York 10006

(212) 385-1422

File No.: 19/3442/B/07/7

## DECLARATION OF SERVICE BY U.S. MAIL

I hereby declare under the penalty of perjury as prescribed in 28 U.S.C. Sec. 1746, that a true and correct copy of the

## NOTICE OF EXAMINATION BEFORE TRIAL

was served on August 10, 2007, via U. S. First Class Mail by depositing same at an official depository of the U.S. Postal Service in a postage prepaid sealed envelope addressed to:

MAHONEY & KEANE, ESQS. Attorneys for Defendants 111 Broadway, 10<sup>th</sup> Floor New York, New York 10006 (212) 385-1422 File No.: 19/3442/B/07/7

Executed at:

Hicksville, New York August 10, 2007

JO ANN BROWN